



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

December 9, 1996

Ms. Lan P. Nguyen
Assistant City Attorney
City of Houston Legal Department
P. O. Box 1562
Houston, Texas 75201-1562

OR96-2333

Dear Ms. Nguyen:

You have asked whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 102221.

The City of Houston (the "city") received an open records request from the agent of an individual incarcerated in a correctional facility. You assert that you need not comply with this request, as provided by section Section 552.027.

Section 552.027 provides as follows:

Sec. 552.027. REQUEST FOR INFORMATION FROM INCARCERATED INDIVIDUAL.

(a) A governmental body is not required to accept or comply with a request for information from an individual who is imprisoned or confined in a correctional facility.

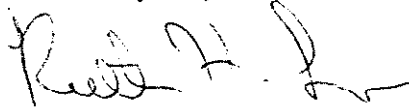
(b) Subsection (a) does not prohibit a governmental body from disclosing to an individual described by that subsection information held by the governmental body pertaining to that individual.

(c) In this section, 'correctional facility' has the meaning assigned by Section 1.07(a), Penal Code.

In this situation, you have informed us that the individual requesting the information is the inmate's agent. You state that the city should not be required to comply

with a request that was submitted by an inmate's agent. We agree that, pursuant to section 552.027 of the Government Code, you need not respond to this request.

Yours very truly,

A handwritten signature in black ink, appearing to read 'Ruth H. Soucy', with a stylized flourish at the end.

Ruth H. Soucy
Assistant Attorney General
Open Records Division

RHS/SAB/ch

Ref.: ID# 102221

Enclosures: Submitted documents

cc: Mr. Robert Lee Gill, Jr.
220 Honey Boulevard
San Antonio, Texas 78220
(w/o enclosures)